

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No. : 10/826,744 Confirmation No. 1362  
Applicant : John Harper  
Filed : April 16, 2004  
TC/A.U. : 2628  
Examiner : Maurice L. McDowell Jr.  
Docket No. : P3356US1 (119-0036US)  
Customer No. : 61947

**STATEMENT UNDER 37 C.F.R. § 3.73(B)**  
**AND**  
**EXCLUSION OF INVENTIVE ENTITY AND/OR PREVIOUS ASSIGNEE**  
**UNDER 37 C.F.R. § 3.71(A)**

Commissioner for Patents  
P.O. Box 1450  
Alexandria VA, 22313-1450

Sir:

The above-referenced Assignee ("Assignee") of record of the entire interest in the above-referenced application ("Application") by virtue of an assignment or assignments as set forth below, hereby elects, under 37 C.F.R. § 3.71(a), to prosecute the Application to the exclusion of the inventive entity (i.e., the inventors) and any previous assignees of the Application.

Pursuant to 37 C.F.R. § 3.73(b), the undersigned has reviewed the assignment or assignments referenced below, and certifies that to the best of my knowledge and belief, title remains in the name of the Assignee. The undersigned is authorized on behalf of the Assignee to execute this paper by virtue of a General Power of Attorney filed herewith.

Please direct any communications pertaining to this Application to:

Customer Number 61947  
Attn: William M. Hubbard, Reg. No. 58,935  
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Respectfully submitted,

**/William M. Hubbard/**

William M. Hubbard, J.D.  
Reg. No. 58,935

**Wong, Cabello, Lutsch, Rutherford & Brucculeri, L.L.P.**

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**ASSIGNMENT:**

☐ Concurrently filed for recordation

☒ **Previously recorded at:**

Date: 04/16/2004  
Reel: 015235  
Frame: 0391

Date: 05/11/2007  
Reel: 019265  
Frame: 0961